

REMARKS/ARGUMENTS

Applicant thanks Examiner Nguyen for the courtesies extended in the telephone interview held with Applicant's counsel and inventor William Denison on February 27, 2009.

In this reply, Claims 31-33, 35-37, 40, 41, 43-45, 49-55, 58, 59, 61-64, 66, 68, 70-73, 76, 78, 82, 83, 88, 92, 97, 98, 102, 103, 110, 111, 114, 115, 120, 124, 128, 134, 135, 144, 147, 152, 153, 156, 161, 167, and 168 have been amended, Claims 77, 87, 96, 109, 119, 123, 128, 141, 151, and 165 have been canceled, and Claims 172-226 have been added. As such, Claims 31-37, 40-46, 49-55, 58-64, 66-76, 78-86, 88-95, 97-108, 110-118, 120-122, 124-127, 129-140, 142-150, 152-164, and 166-226 are pending in this application.

In an effort to advance the application towards issuance, Applicant has amended the claims in accordance with the telephone interview of February 27, 2009, which is briefly summarized below.

Canceled Claims

Claims 77, 87, 96, 109, 119, 128, 141, 151, and 165—directed to biometric recognition—have been canceled.

112 Rejections

Claims 68 (communication port), 73 (code to keypad), and 76 (first key and at least one subsequent keypad entry) were amended as exemplars for more particularly claiming the invention.

Serial Number Element

Claims 46, 62, 66, 78, 88, 97, 110, 120, 129, 142, 156 (limit value) include a serial number, which the Examiner has indicated as a basis for allowance; however, Claims 36, 37, 54, 55, 70, 82, 91, 114, and 123 also include a serial number, but were rejected. Per the Examiner's basis stated on page 9 of the Office Action, Applicant requests allowance of Claims 31, 32, 35-37, 40, 41, 44, 49, 50, 53-55, 58, 59, 62, 114, and 123, which have been amended to include a serial number.

Low Battery Detection Element

Claims 33 and 51 have been amended as discussed in the telephone interview.

Limit Value Element

Claims 67, 79, 89, 98, 111, 121, 130, 143, and 158 have been indicated as being allowable for having a limit value. The Examiner stated that the limit value must be separate from access code (as stated in Claims 67, 79, 89, 130, 143, and 158). Claims 98, 111, 121, and 156 have been amended to state the limit value is separate from the access code.

New Claims

New independent Claim 201 is similar in many respects to Claims 1 and 23 of Applicant's related U.S. Patent No. 7,296,100; and, includes among other things, sensing a wakeup signal, processor activation, two processors, a serial number, a low battery detection circuit, and a two state electromechanical driver.

New independent Claim 210 is similar to Claim 52 of this application.

In view of the above, Applicant submits that the pending claims are patentably distinct over the cited prior art references and respectfully requests that the objections and rejections be removed and all pending claims be allowed to issue.

CONCLUSION

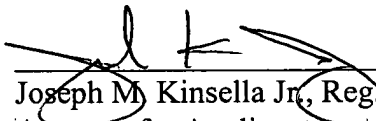
Based upon the above amendments and remarks, Applicant submits that the pending claims are now in condition for allowance, and respectfully requests that all objections and rejections to the Application be removed.

Applicant authorizes the Commissioner to deduct any required fees associated with this reply, including the extension of time and the excess claims fees, from Applicant's counsel's Deposit Account No. 50-0545.

Should the Examiner have any questions or comments regarding the above, a telephone call to the undersigned at (312) 226-1818 is respectfully requested.

Respectfully submitted,
FACTOR & LAKE, LTD.

Dated: March 4, 2009



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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope Addressed to: Mail Stop- Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 4, 2009.



Joseph M. Kinsella Jr.



March 4, 2009

The United States Patent and Trademark Office mailroom stamp hereon acknowledges receipt of the following:

RESPONSE TO OFFICE ACTION MAILED September 4, 2008,
PETITION FOR 3 MONTH EXTENSION OF TIME; and Certificate of
Mailing.

In re:
Appln of:
Serial No.:
Filing Date:
For:

Denison
10/807,936
March 24, 2004
ELECTRONIC ACCESS CONTROL DEVICE

MET-041424CO04/JMK/3-09

in the pre-mix zone contributes to the unexpected results achieved by the claimed invention. The specification makes this clear.

Thus, the Examiner's rejection of dependent claims 2-17, 19-26, 28-41 and 43-46 should be withdrawn.

Conclusion

In view of the aforementioned amendments and remarks, allowance of claims 1-46 at this time is respectfully requested. This is intended to be a complete response to the Office Action mailed September 4, 2008.

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Date: March 3, 2009

Respectfully submitted,



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9/16

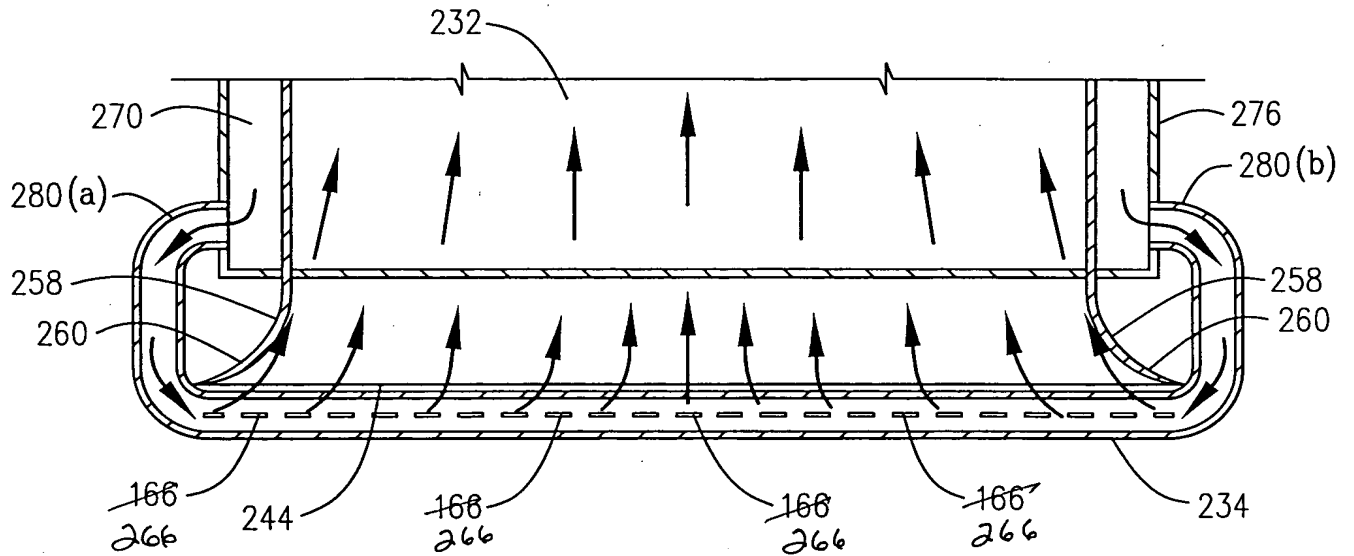


FIG. 17A

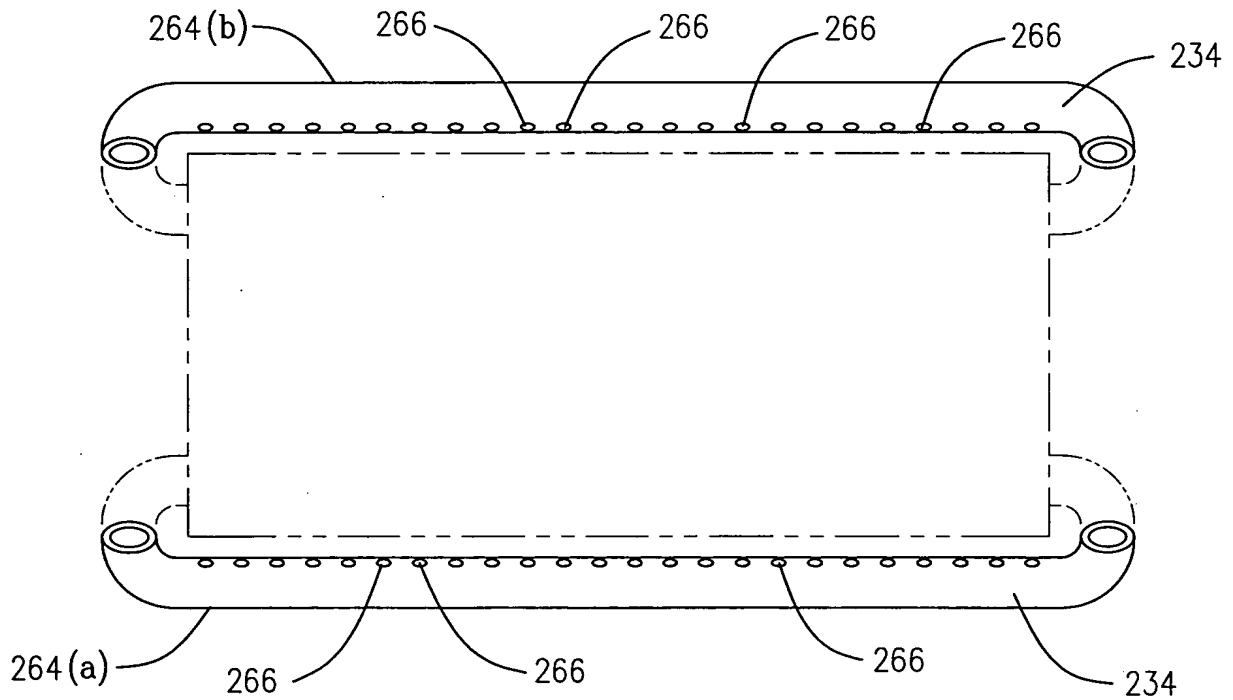


FIG. 18